



**Scott Walker, Governor**  
**Dave Ross, Secretary**

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**MEDICAL EXAMINING BOARD**  
**Room 121A, 1400 East Washington Avenue, Madison**  
**Contact: Tom Ryan (608) 266-2112**  
**April 20, 2016**

*The following agenda describes the issues that the Board plans to consider at the meeting. At the time of the meeting, items may be removed from the agenda. Please consult the meeting minutes for a record of the actions of the Board.*

**AGENDA**

**8:00 A.M.**

**OPEN SESSION – CALL TO ORDER – ROLL CALL**

**A) Adoption of Agenda**

**B) Minutes of March 16, 2016 – Review and Approval**

**C) Administrative Updates**

- 1) Department and Staff Updates
- 2) Board Members – Term Expiration Dates
  - a) Mary Jo Capodice – 07/01/2018
  - b) Greg Collins – 07/01/2016
  - c) Rodney Erickson – 07/01/2015 (Appointed for Second Term)
  - d) Suresh Misra – 07/01/2015
  - e) Carolyn Ogland Vukich – 07/01/2017
  - f) Michael Phillips – 07/01/2017
  - g) David Roelke – 07/01/2017
  - h) Kenneth Simons – 07/01/2018
  - i) Sridhar Vasudevan – 07/01/2016
  - j) Timothy Westlake – 07/01/2016
  - k) Russel Yale – 07/01/2016
  - l) Robert Zondag – 07/01/2018
  - m) Bradley Kudick – Effective 07/01/2016 (Public Member)**
- 3) Introductions, Announcements and Recognition
- 4) Wis. Stat. § 15.085 (3)(b) – Affiliated Credentialing Boards' Biannual Meeting with the Medical Examining Board to Consider Matters of Joint Interest
- 5) Informational Items

**D) Appointments, Reappointments, Confirmations, and Committee, Panel and Liaison Appointments**

**E) Legislation and Rule Matters – Discussion and Consideration**

- 1) Update on 2015 Wisconsin Act 269 (AB 660) Relating to Guidelines for Prescribing Controlled Substances and the Examination Authority of the Medical Examining Board
- 2) Proposals for Med 1 and 14 Relating to General Update and Cleanup of Rules
- 3) Update on Pending Legislation and Possible and Pending Rulemaking Projects

**F) Consumer Reports and the Informed Patient State Board Study and Website Rankings – Board Discussion**

**G) Interstate Medical Licensure Compact Commission – Report from Wisconsin's Commissioners**

- 1) IMLC Draft Minutes – March 31, 2016

- H) Federation of State Medical Boards (FSMB) Matters
  - I) **Speaking Engagement(s), Travel, or Public Relation Request(s), and Report(s)**
    - 1) Report from Dr. Westlake on Wisconsin State Coalition for Prescription Drug Abuse Reduction Meeting – April 15, 2016
  - J) Screening Panel Report
  - K) **Newsletter Matters**
    - 1) Newsletter Discussion
  - L) **Informational Items**
    - 1) Report of the FSMB Workgroup on Innovations in State Based Licensure
  - M) Items Added After Preparation of Agenda
    - 1) Introductions, Announcements and Recognition
    - 2) Administrative Updates
    - 3) Elections, Appointments, Reappointments, Confirmations, and Committee, Panel and Liaison Appointments
    - 4) Education and Examination Matters
    - 5) Credentialing Matters
    - 6) Practice Matters
    - 7) Future Agenda Items
    - 8) Legislation/Administrative Rule Matters
    - 9) Liaison Report(s)
    - 10) Newsletter Matters
    - 11) Annual Report Matters
    - 12) Informational Item(s)
    - 13) Disciplinary Matters
    - 14) Presentations of Petition(s) for Summary Suspension
    - 15) Presentation of Proposed Stipulation(s), Final Decision(s) and Order(s)
    - 16) Presentation of Proposed Decisions
    - 17) Presentation of Interim Order(s)
    - 18) Petitions for Re-Hearing
    - 19) Petitions for Assessments
    - 20) Petitions to Vacate Order(s)
    - 21) Petitions for Designation of Hearing Examiner
    - 22) Requests for Disciplinary Proceeding Presentations
    - 23) Motions
    - 24) Petitions
    - 25) Appearances from Requests Received or Renewed
    - 26) Speaking Engagement(s), Travel, or Public Relation Request(s), and Reports
  - N) Future Agenda Items
  - O) Public Comments
- CONVENE TO CLOSED SESSION to deliberate on cases following hearing (§ 19.85 (1) (a), Stats.); to consider licensure or certification of individuals (§ 19.85 (1) (b), Stats.); to consider closing disciplinary investigations with administrative warnings (§ 19.85 (1) (b), Stats. and § 448.02 (8), Stats.); to consider individual histories or disciplinary data (§ 19.85 (1) (f), Stats.); and to confer with legal counsel (§ 19.85 (1) (g), Stats.).**
- P) **Consider Modifying 9/17/2014 Motion Regarding In Person Appearances for All Examinations**
  - Q) **Full Board Oral Interview of Candidates for Licensures**
    - 1) **9:05 A.M. APPEARANCE** – Douglas Calvin, M.D.
    - 2) **9:10 A.M. APPEARANCE** – Henry Bikhazi, M.D.
  - R) **Full Board Review for Visiting Physician Licensure**
    - 1) Shivashankar Damodaran, M.D.

- S) APPEARANCE – Credentialing Staff Supervisor to Discuss Application Reviews**
- T) Waiver of the 24 Months of ACGME Approved Post-Graduate Training Based on Education and Training**
  - 1) Robert Ealy, M.D.
- U) Voluntary Surrender Request**
  - 1) Ileen Gilbert, M.D.
  - 2) Wayne Belling, D.O.
  - 3) Kendall Capecci, M.D.
- V) Deliberation on Division of Legal Services and Compliance (DLSC) Matters**
  - 1) Petition for Extension of Time**
    - a) 15 MED 177 – Robb A. Edwards, M.D.
  - 2) Monitoring**
    - a) John Hale, M.D. – Requesting Full Licensure
    - b) Westscot Krieger, M.D. – Requesting Reduction of Drug Screens
    - c) Joel Lueskow, P.A. – Requesting Full Licensure
  - 3) Complaints**
    - a) 15 MED 420 – B.S.B.
  - 4) Administrative Warnings**
    - a) 15 MED 273 – S.C.H.
  - 5) Proposed Stipulations, Final Decisions and Orders**
    - a) 14 MED 169 – Jan A. Doose, M.D.
    - b) 14 MED 270 – Abel A. Garibaldi, M.D.
    - c) 14 MED 281 – Bruce Cardone, M.D.
    - d) 14 MED 331 – David Andrews, P.A.
    - e) 15 MED 264 – Michael D. Plooster, M.D.
    - f) 15 MED 439 – Tammy A. Johnson, M.D.
  - 6) Case Closings**
    - a) 14 MED 331
    - b) 14 MED 589
    - c) 15 MED 311
    - d) 15 MED 433
- W) Proposed Final Decision and Order in the Matter of Disciplinary Proceedings Against:**
  - 1) Dale R. Tavis, M.D., Respondent, DHA Case No. SPS-16-0001, DLSC Case No. 14 MED 487
  - 2) Victor Ruiz, M.D., Respondent, DHA Case No. SPS-160014, DLSC Case No. 14 MED 473
- X) Open Cases**
- Y) Consulting With Legal Counsel**
- Z) PLANNED PARENTHOOD OF WISCONSIN, INC., et al., Plaintiffs-appellees, v. BRAD D. SCHIMEL, Attorney General of Wisconsin, et al., Defendants-Appellants – Consulting with Amber Cardenas, Board Legal Counsel**
- AA) Deliberation of Items Added After Preparation of the Agenda**
  - 1) Education and Examination Matters
  - 2) Credentialing Matters
  - 3) Disciplinary Matters
  - 4) Monitoring Matters
  - 5) Professional Assistance Procedure (PAP) Matters
  - 6) Petition(s) for Summary Suspensions
  - 7) Proposed Stipulations, Final Decisions and Orders
  - 8) Administrative Warnings

- 9) Proposed Decisions
- 10) Matters Relating to Costs
- 11) Complaints
- 12) Case Closings
- 13) Case Status Report
- 14) Petition(s) for Extension of Time
- 15) Proposed Interim Orders
- 16) Petitions for Assessments and Evaluations
- 17) Petitions to Vacate Orders
- 18) Remedial Education Cases
- 19) Motions
- 20) Petitions for Re-Hearing
- 21) Appearances from Requests Received or Renewed

**RECONVENE TO OPEN SESSION IMMEDIATELY FOLLOWING CLOSED SESSION**

- BB) Open Session Items Noticed Above not Completed in the Initial Open Session
- CC) Vote on Items Considered or Deliberated Upon in Closed Session, if Voting is Appropriate
- DD) Delegation of Ratification of Examination Results and Ratification of Licenses and Certificates

**ADJOURNMENT**

**ORAL INTERVIEW OF CANDIDATE(S) FOR LICENSURE**

**ROOM 124D/E**

**10:30 A.M., OR IMMEDIATELY FOLLOWING THE FULL BOARD MEETING**

**CLOSED SESSION** – Reviewing Applications and Conducting Oral Interviews of Two (2) Candidates for Licensure –Dr. Erickson & Dr. Yale

**NEXT MEETING DATE MAY 18, 2016**

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**MEETINGS AND HEARINGS ARE OPEN TO THE PUBLIC, AND MAY BE CANCELLED WITHOUT NOTICE.**

Times listed for meeting items are approximate and depend on the length of discussion and voting. All meetings are held at 1400 East Washington Avenue, Madison, Wisconsin, unless otherwise noted. In order to confirm a meeting or to request a complete copy of the board's agenda, please call the listed contact person. The board may also consider materials or items filed after the transmission of this notice. Times listed for the commencement of disciplinary hearings may be changed by the examiner for the convenience of the parties. Interpreters for the hearing impaired provided upon request by contacting the Affirmative Action Officer, 608-266-2112.